

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

2:17-14181 Pearlle Mae Lowery

Chapter 13

#1.00 Motion for relief from stay [E-F]

DEUTSCHE BANK NATIONAL TRUST
COMPANY
VS
DEBTOR

Docket 61

Tentative Ruling:

This hearing is going forward as scheduled. All trustees, attorneys and self-represented parties may appear in person OR appear by telephone. [All parties must register in advance to indicate whether you will appear in person or by telephone.](#)

REGISTER [no later than 12:00 noon](#) the day prior to the hearing:

- 1) Send an email to Chambers_VZurzolo@cacb.uscourts.gov
- 2) In the subject line, insert "**Registration -- Telephonic Appearance**"
OR "**Registration -- In Person Appearance**"
- 3) Include in the email all of the following information:
 - a. Your full name, State Bar #, office phone #, and client's full name
 - b. Hearing date and time, and matter number on the calendar
 - c. Debtor's name and case number and, if applicable, adversary procedure number

JOINING JUDGE ZURZOLO'S CONFERENCE LINE: [If you are appearing by phone](#), join Judge Zurzolo's conference line 15 minutes before the hearing. **Toll-free line: (877) 411-9748** **Passcode: 5919677**
Keep your phone on mute until your hearing matter is called.

Party Information

Debtor(s):

Pearlie Mae Lowery

Represented By
Thomas B Ure

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

CONT... Pearlle Mae Lowery

Chapter 13

Movant(s):

Deutsche Bank National Trust

Represented By
April Harriott
Sean C Ferry
Theron S Covey
Eric P Enciso

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
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Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

2:18-18990 George Anival Chang

Chapter 13

#2.00 Motion for relief from stay [E-F]

VW CREDIT, INC
VS
DEBTOR

Docket 37

***** VACATED *** REASON: Settled by Court approved Stipulation.**

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

George Anival Chang

Represented By
William J Smyth
Stephen S Smyth
Andrew Edward Smyth

Movant(s):

VW CREDIT, INC.

Represented By
Austin P Nagel

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

2:20-16753 Tania Elissia Batache

Chapter 13

#3.00 Motion for relief from stay [E-F]

THE BANK OF NEW YORK MELLON
VS
DEBTOR

Docket 193

Tentative Ruling:

The motion for relief from stay is granted without the need for oral argument or appearance pursuant to Local Bankruptcy Rule 9013-1(j)(3).

Please lodge an order that complies with the court's ruling, and if possible, use the Lodged Order Upload program. Instructions are found in the Court Manual, Section 4, found on the court's website at www.cacb.uscourts.gov. **NOTE:** If the parties reach an adequate protection agreement, Movant may file the agreement and lodge an order approving the same in lieu of the order granting the Motion.

The motion for relief from stay is granted under:

 x 11 U.S.C. §362(d)(1) [order box3(a)]

As to Movant, its successors, transferees and assigns ("Movant") the stay of 11 U.S.C. § 362(a) is:

 x Terminated as to Debtor and Debtor's bankruptcy estate [order box 4(a)].

 x Movant may enforce its remedies to repossess or otherwise obtain possession and dispose of the Property in accordance with applicable non-bankruptcy law, but may not pursue any deficiency claim against the Debtor(s) or property of the estate except by filing a Proof of Claim pursuant to 11 U.S.C. §501 [order box 5].

 x In chapter 13 cases, the trustee must not make any further payments on account of Movant's secured claim after entry of this order. The secured portion of Movant's claim is deemed withdrawn upon entry of this order without prejudice to Movant's right to file an amended unsecured claim for any deficiency. Absent

**United States Bankruptcy Court
Central District of California
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Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

CONT...

Tania Elissia Batache

Chapter 13

a stipulation or order to the contrary, Movant must return to the trustee any payments received from the trustee on account of Movant's secured claim after entry of this order [order box 8].

This court further orders as follows:

 x The 14-day stay provided by Bankruptcy rule 4001(a)(3) is waived [order box 10(a)]. Cause has been shown.

Party Information

Debtor(s):

Tania Elissia Batache

Pro Se

Movant(s):

The Bank Of New York Mellon

Represented By
Austin P Nagel

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

2:21-17753 Esmeralda Robles

Chapter 13

#4.00 Motion for relief from stay [E-F]

JORGE SAHAGUN
VS
DEBTOR

Docket 6

Tentative Ruling:

The motion for relief from stay is granted without the need for oral argument or appearance pursuant to Local Bankruptcy Rule 9013-1(j)(3).

Please lodge an order that complies with the court's ruling, and if possible, use the Lodged Order Upload program. Instructions are found in the Court Manual, Section 4, found on the court's website at www.cacb.uscourts.gov. **NOTE:** If the parties reach an adequate protection agreement, Movant may file the agreement and lodge an order approving the same in lieu of the order granting the Motion.

The motion for relief from stay is granted under:

 x 11 U.S.C. §362(d)(1) [order box3(a)]

 x 11 U.S.C. §362(d)(2) [order box3(b)]

As to Movant, its successors, transferees and assigns ("Movant") the stay of 11 U.S.C. § 362(a) is:

 x Terminated as to Debtor and Debtor's bankruptcy estate [order box 4(a)].

 x Movant may enforce its remedies to obtain possession of the Property, including lockout, in accordance with applicable nonbankruptcy law, but may not pursue any monetary claim against the Debtor or property of the estate for amounts attributable to the period before the bankruptcy was filed except by filing a proof of claim pursuant to 11 U.S.C. § 501. [order box 5].

This court further orders as follows:

**United States Bankruptcy Court
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Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

CONT... Esmeralda Robles

Chapter 13

x The 14-day stay provided by Bankruptcy rule 4001(a)(3) is waived [order box 10(a)]. Cause has been shown.

x Other (*specify*) [order box 14]: It is further ordered that:

x Movant is authorized to regain possession of Movant's property despite the filing of this or any other bankruptcy petition pursuant to the ruling in x *In re Smith* 105 B.R. 50 (Bankr. C.D. Cal, 1989).

Party Information

Debtor(s):

Esmeralda Robles

Pro Se

Movant(s):

Jorge Sahagun

Represented By
Lorraine Anderson

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
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Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

2:21-17758 Robert Emerson Thomas

Chapter 13

#5.00 Motion in Individual case for order Imposing
a stay or continuing the automatic stay
as the Court deems appropriate

Docket 8

Tentative Ruling:

The Motion is granted without the need for oral argument or appearance.

Please lodge an order that complies with LBR 9021-1 and the court's ruling, and
notify all interested parties.

Party Information

Debtor(s):

Robert Emerson Thomas

Represented By
Travis M. Poteat

Movant(s):

Robert Emerson Thomas

Represented By
Travis M. Poteat

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:00 AM

2:18-21061 Kevin John Shankel

Chapter 13

#6.00 Motion to restore motion for relief from
automatic stay to calendar for further
consideration

Docket 38

Tentative Ruling:

The Motion to Restore the Motion for Relief from Automatic Stay to Calendar for Further Consideration is granted without the need for oral argument or appearance. A hearing on the Motion for Relief from Automatic Stay (Docket #34) will be conducted on November 30, 2021 at 10:00 a.m. Any Reply is due on or before November 23, 2021.

Please lodge an order that complies with LBR 9021-1 and the court's ruling, and notify all interested parties.

Party Information

Debtor(s):

Kevin John Shankel

Represented By
William G Cort

Movant(s):

Bank of America, N.A.

Represented By
Merdaud Jafarnia
Nancy L Lee
JaVonne M Phillips

Trustee(s):

Nancy K Curry (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

10:30 AM

2:21-17348 Nona Amiri Postchy

Chapter 7

#1.00 Motion for relief from stay [E-F]

TOYOTA MOTOR CREDIT CORPORATION
VS
DEBTOR

Docket 11

Tentative Ruling:

The motion for relief from stay is granted without the need for oral argument or appearance pursuant to Local Bankruptcy Rule 9013-1(j)(3).

Please lodge an order that complies with the court's ruling, and if possible, use the Lodged Order Upload program. Instructions are found in the Court Manual, Section 4, found on the court's website at www.cacb.uscourts.gov. **NOTE:** If the parties reach an adequate protection agreement, Movant may file the agreement and lodge an order approving the same in lieu of the order granting the Motion.

The motion for relief from stay is granted under:

 x 11 U.S.C. §362(d)(1) [order box3(a)]

As to Movant, its successors, transferees and assigns ("Movant") the stay of 11 U.S.C. § 362(a) is:

 x Terminated as to Debtor and Debtor's bankruptcy estate [order box 4(a)].

 x Movant may enforce its remedies to repossess or otherwise obtain possession and dispose of the Property in accordance with applicable non-bankruptcy law, but may not pursue any deficiency claim against the Debtor(s) or property of the estate except by filing a Proof of Claim pursuant to 11 U.S.C. §501 [order box 5].

 x In chapter 13 cases, the trustee must not make any further payments on account of Movant's secured claim after entry of this order. The secured portion of Movant's claim is deemed withdrawn upon entry of this order without prejudice to Movant's right to file an amended unsecured claim for any deficiency. Absent

**United States Bankruptcy Court
Central District of California
Los Angeles
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Tuesday, November 2, 2021

Hearing Room 1368

10:30 AM

CONT... Nona Amiri Postchy

Chapter 7

a stipulation or order to the contrary, Movant must return to the trustee any payments received from the trustee on account of Movant's secured claim after entry of this order [order box 8].

This court further orders as follows:

 x The 14-day stay provided by Bankruptcy rule 4001(a)(3) is waived [order box 10(a)]. Cause has been shown.

Party Information

Debtor(s):

Nona Amiri Postchy

Represented By
Navid Kohan

Movant(s):

Toyota Motor Credit Corporation

Represented By
Austin P Nagel

Trustee(s):

Rosendo Gonzalez (TR)

Pro Se

**United States Bankruptcy Court
Central District of California
Los Angeles
Judge Vincent Zurzolo, Presiding
Courtroom 1368 Calendar**

Tuesday, November 2, 2021

Hearing Room 1368

11:00 AM

2:20-15084 David Ding

Chapter 7

#1.00 Motion to allow Claim No. 4 of Pacific Premier Bank as late filed allowable against a surplus only

Docket 42

Tentative Ruling:

The Motion for an order disallowing and/or treating the claims identified in the motion as prescribed by the motion is granted without the need for oral argument. No appearance is necessary.

Please lodge an order that complies with the court's ruling, and if possible, use the Lodged Order Upload program. Instructions are in the Court Manual, Section 4, found on the court's website at www.cacb.uscourts.gov.

Party Information

Debtor(s):

David Ding

Represented By
Jonathan J. Lo

Movant(s):

John P Pringle (TR)

Represented By
Michelle A Marchisotto

Trustee(s):

John P Pringle (TR)

Represented By
Michelle A Marchisotto